



ATTORNEY DOCKET NO. Q65160  
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*L. Pao Ko*  
*2-21-02*  
*#3/IDS*

In re application of

Kazuhiro TSUJITA

Appln. No. 09/888,444

Group Art Unit: 2878

Confirmation No.: 9702

Examiner: Not Yet Assigned

Filed: June 26, 2001

For: FLUORESCENT IMAGE OBTAINING APPARATUS

**STATEMENT UNDER 37 C.F.R. § 1.97(e)**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

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Respectfully submitted,

*Darryl Mexic*

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Registration No. 23,063

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Date: February 5, 2002



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**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO-1449 and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, along with a copy of the corresponding Communication from a Foreign Patent Office.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date for an application other than a continued prosecution application (CPA) under § 1.53(d); (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under § 1.114, and therefore, no Statement under

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INFORMATION DISCLOSURE STATEMENT  
ATTORNEY DOCKET NO. Q65160  
U.S. Appln. No. 09/888,444

37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required. Nevertheless, since a Statement can be made, a Statement is submitted herewith.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Darryl Mexic", written over a horizontal line.

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Date: February 5, 2002

Substitute for form 1449 A &amp; B/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

## Complete if Known

Application Number	09/888,444
Confirmation Number	9702
Filing Date	June 26, 2001
First Named Inventor	Kazuhiro TSUJITA
Art Unit	2878
Examiner Name	Not Yet Assigned
Attorney Docket Number	Q65160

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		
		US 4,951,135		8/21/1990	Sagawa et al.
		US 5,187,572		2/16/1993	Nakamura et al.
		US 5,106,387		4/21/1992	Kittrell et al.
		US 5,749,830		5/12/1998	Kaneko et al.
		US			
		US			
		US			
		US			
		US			

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
		WO	99/37204	A1	7/29/1999	Chusetts Institute of Technology	
		DE	196 19 734	A1	11/21/1996		
		WO	99/53832	A1	10/28/1999	Xillix Technologies Corp.	

## OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>
		Japanese Abstract No. 09173296, dated 7/8/1997	

Examiner Signature

Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or in the comment box of this document. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to indicate here if English language Translation is attached.